

**FILED**

APR 25 2011

SECRETARY, BOARD OF  
OIL, GAS & MINING

BEFORE THE BOARD OF OIL, GAS AND MINING  
DEPARTMENT OF NATURAL RESOURCES  
STATE OF UTAH

IN THE MATTER OF THE REQUEST FOR AGENCY ACTION OF BERRY PETROLEUM COMPANY FOR AN ORDER OF THE BOARD SUSPENDING THE STATEWIDE WELL SITING RULE, APPROVING ENHANCED AND SECONDARY RECOVERY OPERATIONS, AUTHORIZING UNDERGROUND INJECTION, AND GRANTING AUTHORITY TO USE EXISTING PRODUCTION WELLS AS INJECTION WELLS IN A PILOT WATERFLOOD PROJECT IN THE GREEN RIVER FORMATION IN THE E½ OF SECTION 21, TOWNSHIP 5 SOUTH, RANGE 4 WEST, USM, DUCHESNE COUNTY, UTAH.

**MOTION FOR CONTINUANCE OF  
HEARING**

**Docket No. 2011-006**

**Cause No. 246-02**

BERRY PETROLEUM COMPANY, by and through its attorneys, Holland & Hart LLP, hereby requests the Board of Oil, Gas, and Mining for an order to continue the hearing currently set in this matter for April 27, 2011, until the next regularly scheduled hearing on May 25, 2011, to give the BLM time to review the Exhibits filed in this matter.

DATED this 25th day of April, 2011.

HOLLAND & HART LLP

  
Mark L. Burghardt

A. John Davis  
Attorneys for Berry Petroleum Company

### **CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on this 25th day of April, 2011, a true and correct copy of the foregoing **MOTION FOR CONTINUANCE OF HEARING** was mailed, postage prepaid, to the following:

John R. Baza, Director  
Utah Division of Oil, Gas & Mining  
1594 West North Temple, Suite 300  
Salt Lake City, UT 84116

Michael S. Johnson  
Assistant Attorney General  
Utah Board of Oil, Gas & Mining  
1594 West North Temple, Suite 300  
Salt Lake City, UT 84116

Steven F. Alder  
Assistant Attorney General  
Utah Board of Oil, Gas & Mining  
1594 West North Temple, Suite 300  
Salt Lake City, UT 84116

Julie Ann Carter  
Utah Oil, Gas and Mining  
1594 W. North Temple, Ste 1210  
P.O. Box 145801  
Salt Lake City, UT 84114

Jerry Kenczka  
U.S. Bureau of Land Management  
Vernal Field Office  
170 South 500 East  
Vernal, UT 84078

Michael Coulthard  
Bureau of Land Management  
Utah State Office  
P.O. Box 45115  
Salt Lake City, UT 84145-0155

Respectfully submitted this 25<sup>th</sup> day of April, 2011.

BERRY PETROLEUM COMPANY

By:

  
A. John Davis

Mark L. Burghardt  
Holland & Hart LLP  
222 South Main Street, Suite 2200  
Salt Lake City, UT 84101-2001  
Telephone: (801) 799-5800